

**READ INSTRUCTIONS AT THE BOTTOM OF THIS FORM**

FILED  
JAMES BONINI  
CLERK

**TRANSCRIPT ORDER**

District Court	<b>So. District of Ohio, Western Div.</b>	District Court Docket Number	<b>1:02cv00073</b>
----------------	---	------------------------------	--------------------

Short Case Title **Cook v. City of Norwood**Date Notice of Appeal Filed by Clerk of District Court **6/23/05**COA# **05-3841** 05 JUL -6 PM 3:10**PART I (TO BE COMPLETED BY PARTY ORDERING TRANSCRIPT, THE FORM MUST BE SIGNED WHETHER OR NOT TRANSCRIPT IS ORDER).**

A. Complete one of the following:

- No Hearings
- Transcript is unnecessary for appeal purposes
- Transcript is already on the file in District Court Clerk's Office
- This is to order a transcript of the following proceedings: (specify exact dates of proceedings)

**JUDGE MAGISTRATE****HEARING DATE(S)****COURT REPORTER**Pre-trial proceedings **Jury trial before Judge Weber, including jury instruction conference of 11/22/04** **11/2/04****Julie Wolfer**Testimony (specify witness) **entire transcript of trial beginning with opening statements excluding voir dire.**Other (specify) **specifically including transcript of jury charge conference of 11/22/04 which extended into 11/23/04.****TRANSCRIPT OF THE FOLLOWING PROCEEDINGS WILL BE PROVIDED ONLY IF SPECIALLY AUTHORIZED. SEE ITEM 13 CJA FORM 24**

- |   |  |  |
|---|--|--|
| <input type="checkbox"/> Voir Dire                    | <input checked="" type="checkbox"/> Opening statement of plaintiff | <input checked="" type="checkbox"/> Opening statement of defendant |
| <input checked="" type="checkbox"/> Jury Instructions | <input checked="" type="checkbox"/> Closing argument of plaintiff  | <input checked="" type="checkbox"/> Closing argument of defendant  |

**FAILURE TO SPECIFY IN ADEQUATE DETAIL THOSE PROCEEDINGS TO BE TRANSCRIBED, OR FAILURE TO MAKE PROMPT SATISFACTORY FINANCIAL ARRANGEMENTS FOR TRANSCRIPT, ARE GROUNDS FOR DISMISSAL OF THE APPEAL.**

B. This is to certify that satisfactory financial arrangements have been completed with the court reporter for payment of the cost of the transcript.

This method of payment will be:

- Criminal Justice Act (Attach copy of CJA form 24)
- Private Funds

Date **7/6/05**Signature **L.E. Barbiere**Print Name **Lawrence E. Barbiere**Counsel for **Appellant, City of Norwood**Address **11935 Mason Rd., Suite 110, Cin., OH 45249**Telephone **513-583-4200****ALLOWANCE BY THE COURT OF LEAVE TO PROCEED IN FORMA PAUPERIS IN A CIVIL APPEAL  
DOES NOT ENTITLE THE LITIGANT TO HAVE TRANSCRIPT AT GOVERNMENT EXPENSE.****PART II. COURT REPORTER ACKNOWLEDGMENT (To be completed by the Court Reporter and forwarded to the Court of Appeals within 10 days after receipt).**

Date transcript order received	Estimated completion date; if not within 45 days of date financial arrangements made, motion for extension to be made to Court of Appeals	Estimated number of pages

**Arrangements for payment were made on \_\_\_\_\_  
Arrangements for payment have not been made pursuant to FRAP (10(b))**

\_\_\_\_\_  
Date\_\_\_\_\_  
Signature of Court Reporter\_\_\_\_\_  
Telephone

<b>PART III.</b>	<b>NOTIFICATION THAT TRANSCRIPT HAS BEEN FILED IN THE DISTRICT COURT (To be completed by Court Reporter on date of filing transcript in District Court and notification must be forwarded to Court of Appeals on the same date)</b>
------------------	---

This is to certify that the transcript has been completed and filed with the District Court today.

Actual Number of Pages

Actual Number of Volumes

\_\_\_\_\_  
Date\_\_\_\_\_  
Signature of Court Reporter